

§ 304107. Transmittal of legislative recommendations, testimony, or comments to any officer or agency of the United States prior to submission to Congress

No officer or agency of the United States shall have any authority to require the Council to submit its legislative recommendations, or testimony, or comments on legislation to any officer or agency of the United States for approval, comments, or review, prior to the submission of the recommendations, testimony, or comments to Congress. When the Council voluntarily seeks to obtain the comments or review of any officer or agency of the United States, the Council shall include a description of the actions in its legislative recommendations, testimony, or comments on legislation that it transmits to Congress.

(Pub. L. 113-287, § 3, Dec. 19, 2014, 128 Stat. 3213.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 1: 304107, 16 U.S.C. 470r, Pub. L. 89-665, title II, § 210, as added Pub. L. 94-422, title II, § 201(9), Sept. 28, 1976, 90 Stat. 1322; Pub. L. 96-515, title III, § 301(k), Dec. 12, 1980, 94 Stat. 2999.

§ 304108. Regulations, procedures, and guidelines

(a) IN GENERAL.—The Council may promulgate regulations as it considers necessary to govern the implementation of section 306108 of this title in its entirety.

(b) PARTICIPATION BY LOCAL GOVERNMENTS.—The Council shall by regulation establish such procedures as may be necessary to provide for participation by local governments in proceedings and other actions taken by the Council with respect to undertakings referred to in section 306108 of this title that affect the local governments.

(c) EXEMPTION FOR FEDERAL PROGRAMS OR UNDERTAKINGS.—The Council, with the concurrence of the Secretary, shall promulgate regulations or guidelines, as appropriate, under which Federal programs or undertakings may be exempted from any or all of the requirements of this division when the exemption is determined to be consistent with the purposes of this division, taking into consideration the magnitude of the exempted undertaking or program and the likelihood of impairment of historic property.

(Pub. L. 113-287, § 3, Dec. 19, 2014, 128 Stat. 3214.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 1: 304108(a), (b), 16 U.S.C. 470s, Pub. L. 89-665, title II, § 211, as added Pub. L. 94-422, title II, § 201(9), Sept. 28, 1976, 90 Stat. 1322; Pub. L. 96-515, title III, § 301(l), Dec. 12, 1980, 94 Stat. 2999; Pub. L. 102-575, title XL, § 4018, Oct. 30, 1992, 106 Stat. 4763. Row 2: 304108(c), 16 U.S.C. 470v, Pub. L. 89-665, title II, § 214, as added Pub. L. 96-515, title III, § 302(a), Dec. 12, 1980, 94 Stat. 3000.

§ 304109. Budget submission

(a) TIME AND MANNER OF SUBMISSION.—The Council shall submit its budget annually as a related agency of the Department of the Interior.

(b) TRANSMITTAL OF COPIES TO CONGRESSIONAL COMMITTEES.—Whenever the Council submits any budget estimate or request to the President or the Office of Management and Budget, it shall concurrently transmit copies of that estimate or request to the Committee on Natural Resources and Committee on Appropriations of the House of Representatives and the Committee on Energy and Natural Resources and Committee on Appropriations of the Senate.

(Pub. L. 113-287, § 3, Dec. 19, 2014, 128 Stat. 3214.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 1: 304109(a), 16 U.S.C. 470t(a) (1st sentence), Pub. L. 89-665, title II, § 212(a) (1st sentence), (b), as added Pub. L. 94-422, title II, § 201(9), Sept. 28, 1976, 90 Stat. 1323; Pub. L. 96-205, title VI, § 608(a)(3), Mar. 12, 1980, 94 Stat. 92; Pub. L. 96-515, title III, § 302(b), Dec. 12, 1980, 94 Stat. 3000; Pub. L. 103-437, § 6(d)(29), Nov. 2, 1994, 108 Stat. 4584. Row 2: 304109(b), 16 U.S.C. 470t(b).

§ 304110. Report by Secretary to Council

To assist the Council in discharging its responsibilities under this division, the Secretary at the request of the Chairman shall provide a report to the Council detailing the significance of any historic property, describing the effects of any proposed undertaking on the affected property, and recommending measures to avoid, minimize, or mitigate adverse effects.

(Pub. L. 113-287, § 3, Dec. 19, 2014, 128 Stat. 3214.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 1: 304110, 16 U.S.C. 470u, Pub. L. 89-665, title II, § 213, as added Pub. L. 96-515, title III, § 302(a), Dec. 12, 1980, 94 Stat. 3000.

§ 304111. Reimbursements from State and local agencies

Subject to applicable conflict of interest laws, the Council may receive reimbursements from State and local agencies and others pursuant to agreements executed in furtherance of this division.

(Pub. L. 113-287, § 3, Dec. 19, 2014, 128 Stat. 3214.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 1: 304111, 16 U.S.C. 470v-1, Pub. L. 89-665, title II, § 215, as added Pub. L. 104-333, div. I, title V, § 509(c)(3), Nov. 12, 1996, 110 Stat. 4157.

§ 304112. Effectiveness of Federal grant and assistance programs

(a) COOPERATIVE AGREEMENTS.—The Council may enter into a cooperative agreement with